

§ 905.235

manifests shall be readily available to the committee upon request.

(b) One copy of the Report of Shipments Under Certificate of Privilege form on each shipment shall be forwarded to the committee promptly, one copy of such form shall be retained by the repacking shipper, and one copy of such form shall accompany the shipment. Failure to complete and return such form shall be cause for suspension of the repacking shippers repacking certificate of privilege.

[59 FR 48783, Sept. 23, 1994]

Subpart—Assessment Rates

§ 905.235 Assessment rate.

On and after August 1, 2005, an assessment rate of \$0.008 per $\frac{1}{8}$ bushel carton or equivalent is established for Florida citrus covered under the order.

[71 FR 5159, Feb. 1, 2006]

7 CFR Ch. IX (1–1–07 Edition)

Subpart—Grade and Size Requirements

§ 905.306 Orange, Grapefruit, Tangerine and Tangelo Regulation.

(a) During the period specified in column (2) of Table I, no handler shall ship between the production area and any point outside thereof, in the 48 contiguous States and the District of Columbia of the United States, any variety of fruit listed in column (1) of Table I unless such variety meets the applicable minimum grade and size (with tolerances for size as specified in paragraph (c) of this section) specified for such variety in columns (3) and (4) of table I: *Provided*, That all grapefruit meet the minimum maturity requirements specified in paragraph (e) of this section.

TABLE I

Variety	Regulation period	Minimum grade	Minimum diameter (inches)
(1)	(2)	(3)	(4)
ORANGES			
Early and midseason	01/29/90–08/19/90	U.S. No. 1 Golden	2 $\frac{1}{16}$
.....	On and after 08/20/90	U.S. No. 1	2 $\frac{1}{16}$
Navel	On and after 12/7/81	U.S. No. 1 Golden	2 $\frac{1}{16}$
Temple	On and after 12/7/81	U.S. No. 1	2 $\frac{1}{16}$
Valencia and other late type	August 1 June 14	U.S. No. 1	2 $\frac{1}{16}$
.....	June 15 July 31	U.S. No. 2, External	2 $\frac{1}{16}$
.....	U.S. No. 1, Internal
GRAPEFRUIT			
Seedless, red	On and after 11/13/00	U.S. No. 1	3 $\frac{5}{16}$
Seedless, except red	On and after 9/01/94	U.S. No. 1	3 $\frac{3}{16}$
TANGERINES			
Fallglo	On and after October 19, 1998	U.S. No. 1	2 $\frac{1}{16}$
Honey	March 23, 1992–08/23/92	Florida No. 1 Golden	2 $\frac{1}{16}$
.....	On and after 8/24/92	Florida No. 1	2 $\frac{1}{16}$
Sunburst	On and after September 26, 2000 ..	U.S. No. 1	2 $\frac{1}{16}$
TANGELOS			
Tangelos	On and After 12/7/81	U.S. No. 1	2 $\frac{1}{16}$

(b) During the period specified in column (2) of Table II, no handler shall ship to any destination outside the 48 contiguous States and the District of Columbia of the United States any variety of fruit listed in column (1) of Table II unless such variety meets the applicable minimum grade and size

(with tolerances for size as specified in paragraph (c) of this section) specified for such variety in columns (3) and (4) of Table II: *Provided*, That all grapefruit meet the minimum maturity requirements specified in paragraph (e) of this section.

TABLE II

Variety	Regulation period	Minimum grade	Minimum diameter (inches)
(1)	(2)	(3)	(4)
ORANGES			
Early and midseason	01/29/90–08/19/90	U.S. No. 1 Golden	2 ¹ / ₁₆
.....	On and after 08/20/90	U.S. No. 1	2 ³ / ₁₆
Navel	On and after 11/24/89	U.S. No. 1 Golden	2 ³ / ₁₆
Temple	On and after 11/24/89	U.S. No. 1	2 ³ / ₁₆
Valencia and other late type:	March 23, 1992–9/27/92	U.S. No. 1	2 ¹ / ₁₆
.....	On and after 9/28/92	U.S. No. 1	2 ³ / ₁₆
GRAPEFRUIT			
Seedless, except red	On and after 09/01/94	U.S. No. 1	3 ⁵ / ₁₆
Seedless, red	On and after 09/01/94	U.S. No. 1	3 ⁵ / ₁₆
TANGERINES			
Fallglo	On and after October 19, 1998	U.S. No. 1	2 ³ / ₁₆
Honey	March 23, 1992–08/23/92	Florida No. 1 Golden	2 ³ / ₁₆
.....	On and after 08/24/92	Florida No. 1	2 ³ / ₁₆
Sunburst	On and after September 26, 2000 ..	U.S. No. 1	2 ³ / ₁₆
TANGELOS			
Tangelos	On and After 11/24/89	U.S. No. 1	2 ³ / ₁₆

¹ Florida No. 1 Golden grade for Honey tangerines means the same as provided in Rule No. 20–35.03 of the Regulation of the Florida Department of Citrus.

(c) *Size tolerances.* To allow for variations incident to proper sizing in the determination of minimum diameters as prescribed in Tables I and II, not more than 10 percent, by count, of the fruit in any lot of containers may fail to meet the minimum diameter size requirements, and not more than 15 percent, by count, in any individual sample may fail to meet the minimum diameter size requirements specified: *Provided*, That such tolerances for other than Navel and Temple oranges shall be based only on the oranges in the lot measuring 2¹/₁₆ inches or smaller in diameter.

(d) Terms used in the marketing order including Improved No. 2 grade for grapefruit, when used herein, mean the same as is given to the terms in the order; Florida No. 1 grade for Honey tangerines means the same as provided in Rule No. 20–35.03 of the Regulations of the Florida Department of Citrus, and terms relating to grade, except Improved No. 2 grade for grapefruit and diameter, shall mean the same as is given to the terms in the revised U. S. Standards for Grades of Florida Oranges and Tangelos (7 CFR 51.1140 through 51.1179), the revised U. S. Standards for Florida Tangerines (7 CFR 51.1810 through 51.1837), or the revised U. S. Standards for Grades of Florida Grapefruit (7 CFR 51.750 through 51.784).

(e)(1) All grapefruit shipped under the order shall meet minimum maturity requirements of 8.0 percent soluble solids (sugars) and 7.5 to 1 solids to acid ratio or shall comply with one of the alternate equivalent soluble solids and solids to acid ratio combinations set forth in Table III: *Provided*, That the minimum ratio shall not drop below 7.2 even if the soluble solids (sugars) reaches a level higher than 9.6.

(2) Notwithstanding the provision of paragraph (e)(1) of this section, for the period December 23, 2004 to July 31, 2005, all grapefruit shipped under the order shall meet minimum maturity requirements of 7.5 percent soluble solids (sugars) and 7.5 to 1 solids to acid ratio or shall comply with one of the alternate equivalent soluble solids and solids to acid ratio combinations set forth in Table III: *Provided*, That the minimum ratio shall not drop below 7.2 even if the soluble solids (sugars) reaches a level higher than 9.6.

TABLE III

Minimum total solids (sugars), %	Solids to acid minimum ratio
8.0 to (not including) 9.1	7.50 to 1
9.1 to (not including) 9.2	7.45 to 1
9.2 to (not including) 9.3	7.40 to 1
9.3 to (not including) 9.4	7.35 to 1
9.4 to (not including) 9.5	7.30 to 1
9.5 to (not including) 9.6	7.25 to 1
9.6 and greater	7.20 to 1

§ 905.350

[46 FR 60171, Dec. 8, 1981]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 905.306, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

EDITORIAL NOTE: After January 1, 1979, "Budget of Expenses and Rate of Assessment" regulations (e.g. sections .200 through .299) and "Handling" regulations (e.g. sections .300 through .399) which are in effect for a year or less, will not be carried in the Code of Federal Regulations. For FEDERAL REGISTER citations affecting these regulations, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

§ 905.350 [Reserved]

Subpart—Interpretative Rule

§ 905.400 Interpretation of certain provisions.

(a) In interpreting the provisions of paragraph (d) of § 905.52, the limitation on shipment of any variety of fruit regulated pursuant to paragraph (a)(3) of that section, which was prepared for market during the effective period of such regulation, shall not be deemed to apply to shipment of such variety which was prepared for market incidentally as part of a lot packed for export and shipped following the period of regulation.

(b) Prior to shipment of any variety of fruit so prepared, the handler shall provide the Citrus Administrative Committee or its designated agent a copy of the shipping manifest applicable to such shipment with a notation thereon that the fruit was packed incidentally as part of a lot packed for export.

[54 FR 46597, Nov. 6, 1989]

PART 906—ORANGES AND GRAPEFRUIT GROWN IN LOWER RIO GRANDE VALLEY IN TEXAS

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